

ORIGINAL

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**BARBARA A. WILHELM,**  
**Plaintiff**

**v.**

**COMMONWEALTH OF PA.;**  
**PENNSYLVANIA STATE POLICE;**  
**COLONEL PAUL J. EVANKO,**  
**COMMISSIONER; LIEUTENANT**  
**COLONEL THOMAS K. COURY; and**  
**CAPTAIN MICHAEL. D. SIMMERS,**  
**Defendants**

**NO. 1:CV-01-1057**

**(JUDGE RAMBO)**

**FILED**  
HARRISBURG, PA

MAY 08 2002

MARY E. D'ANOREA CLERK  
Per Deputy Clerk

**PLAINTIFF'S CONCURRED-IN MOTION FOR AN  
ENLARGEMENT OF TIME TO FILE A MEMORANDUM IN  
OPPOSITION TO DEFENDANTS' MOTION FOR  
PARTIAL SUMMARY JUDGMENT**

Pursuant to Fed.R.Civ.P. 6(b), Plaintiff, Barbara A. Wilhelm, by and through her attorney, Nathan C. Pringle, Jr., respectfully requests an enlargement of time of 1 day, to and including May 8, 2002, to file Plaintiff's Memorandum In Opposition To Defendant's Motion For Partial Summary Judgement, and in support thereof, sets forth the following:

1. This action alleges sex discrimination and retaliation in connection with plaintiff's employment with the Pennsylvania State Police.
2. The complaint raises numerous factual and legal issues including discrimination in compensation under the Equal Pay Act, 29 U.S.C. §206(d)

and the Pennsylvania Human Relations Act, 43 Pa. C. S. §955; discrimination in the conditions of employment under Title VII and the Pennsylvania Human Relations Act; discrimination and retaliation in connection with two promotions under Title VII, the Pennsylvania Human Relations Act and the Pennsylvania Whistleblower Law and discrimination and retaliation under the same statutes in connections with plaintiff's dismissal.

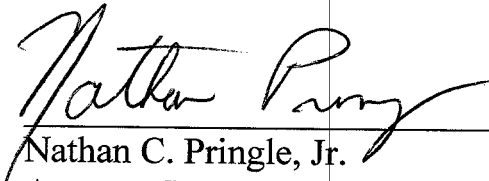
3. On April 16, 2002, defendants mailed a motion for partial summary judgement, addressing all but one of these claims, to plaintiff's counsel.
4. Defendants' accompanying memorandum was 30 pages.
5. This case involves approximately fifteen depositions, hundreds of pages of exhibits and complex issues of law.
6. Plaintiff's memorandum in opposition defendant's motion for partial summary judgment was due on May 6, 2002.
7. This Court previously granted plaintiff's motion for an enlargement of time of 1 day.
8. Due to unforeseen circumstances plaintiff's memorandum could not be submitted on May 7, 2002.
9. The Court's office was notified of this circumstance on May 7, 2002.

10. The requested enlargement of time is small and will not substantially delay the disposition of this matter nor will it prejudice the defendants.

11. Counsel for defendants, Susan J. Forney, has no objection to this request for an enlargement of time, as indicated on the attached certificate of concurrence.

**WHEREFORE**, the plaintiff, Barbara A. Wilhelm, respectfully requests an enlargement of time of 1 day, to and including May 8, 2002, to file a memorandum in opposition to defendants' motion for partial summary judgment.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Nathan Pringle", is written over a horizontal line.

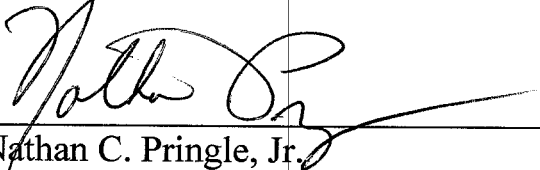
Nathan C. Pringle, Jr.  
Attorney I. D. Number 30142  
3601 North Progress Avenue  
Suite 200  
Harrisburg, PA 17110  
(717) 909-8520  
Attorney for Plaintiff

May 8, 2002

**CERTIFICATE OF SERVICE**

I, Nathan C. Pringle, Jr., hereby certify that on May 8, 2002, I caused to be delivered by first class mail a copy of the foregoing document entitled plaintiff's concurred-in motion for an enlargement of time file a memorandum in opposition to defendants' motion for partial summary judgment upon the following:

Susan J. Forney  
Chief Deputy Attorney General  
Office of Attorney General  
Litigation Section  
15<sup>th</sup> Floor, Strawberry Square  
Harrisburg, PA 17120

  
Nathan C. Pringle, Jr.

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**CERTIFICATE OF CONCURRENCE**

Nathan C. Pringle, Esquire, counsel for the plaintiff, certified that on May 7, 2002, he spoke with Susan J. Forney, Esquire, counsel for defendants, regarding an enlargement of file a memorandum in opposition to defendants' motion for partial summary judgment. Ms. Forney concurred in the request.

Respectfully Submitted,

  
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Nathan C. Pringle, Jr.